

November 13, 2019

Withdrawal Received

3. *Petition of **SHEREE POITIER** for a hearing on her ten (10) day **suspension**, effective January 28, 2019, from the position of Chief Physician I, Department of Public Health, **Case No 19-51**.*

Communication received withdrawing the petition based on a settlement. Request to cancel hearing pending. RECEIVE AND FILE – CANCEL HEARING.

Requests for Continuance

2. *Petition of **PORSCHA SINGH** for a hearing on her **discharge**, effective April 11, 2018, from the position of Custody Assistant, Sheriff's Department, **Case No. 18-85**.*

Findings are submitted sustaining the Department, and Petitioner's objections thereto (Hearing Officer: Andrea L. Dooley). CONTINUE AT THE REQUEST OF CHRISTOPHER MORSE, REPRESENTATIVE FOR THE PETITIONER, IN ORDER FOR THE PETITIONER TO BE PRESENT.

4. *Petition of **CASEY CAMP** for a hearing on his **indefinite suspension** and **medical re-evaluation**, from the position of Eligibility Worker II, Department of Public Social Services, based on his claim of a Civil Service Rule 25 violation, **Case No. 19-119**.*

This was continued from the meeting of September 25, 2019, for a full Commission. Commissioner Duran was absent. CONTINUE AT THE REQUEST OF VINCENT MCGOWAN, REPRESENTATIVE FOR THE DEPARTMENT, IN ORDER FOR OHP TO REVIEW ADDITIONAL MEDICAL RECORDS.

10. *Petition of **JAMES CHRISTENSEN** for a hearing on his appeal of the **Appraisal of Promotability score** received in the examination for Program Specialist III, A-C, **Case No. 19-218**. CONTINUE AT THE REQUEST OF ARPINE HOVASAPYAN, REPRESENTATIVE FOR THE DEPARTMENT, IN ORDER FOR THE DEPARTMENT OF HUMAN RESOURCES – APPEALS UNIT TO REVIEW THE APPEAL.*

17. *Petitioner's request for a hearing on her **discharge**, effective May 20, 2016, from the position of Sergeant, Sheriff's Department, **Case No. 16-144**.*

Findings are submitted to sustain the Department, and Petitioner's objections thereto (Hearing Officer: Robert Steinberg). Commissioner Duran was absent when the Commission adopted the hearing officer's report. This was continued from the meeting of June 19, 2019, at the request of James Cunningham, attorney for the petitioner, in order for the petitioner to be present. This was previously continued from the meeting of April 10, 2019, at the request of James Cunningham, attorney for the petitioner. Commissioner Afriat was absent. CONTINUE AT THE REQUEST OF JAMES CUNNINGHAM, REPRESENTATIVE FOR THE PETITIONER, IN ORDER FOR HIM TO BE PRESENT.

Consent Calendar

6. *Petition of **SLOANE HEWITT** for a hearing on her ten (10) day **suspension**, effective September 9, 2019, from the position of Operations Assistant I, Sheriff's Department, **Case No. 19-225**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Are the allegations contained in the department's letter of August 20, 2019, true?
 - If any or all are true, is the discipline appropriate?

7. *Petition of **TAMARA SWANSON** for a hearing on her fifteen (15) day **suspension**, effective September 9, 2019, from the position of Children's Social Worker III, Department of Children and Family Services, **Case No. 19-228**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Are the allegations contained in the department's letter of August 22, 2019, true?
 - If any or all are true, is the discipline appropriate?
8. *Petition of **JONATHAN WELMAN** for a hearing on his thirty (30) day **suspension**, effective August 19, 2019, from the position of Fire Dispatcher II, Fire Department, **Case No. 19-221**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Are the allegations contained in the department's letter of August 1, 2019, true?
 - If any or all are true, is the discipline appropriate?
9. *Petition of **ANGELICA MUNOZ** for a hearing on her **discharge**, effective August 23, 2019, from the position of Intermediate Typist-Clerk, Probation Department, **Case No. 19-229**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Are the allegations contained in the department's letter of August 23, 2019, true?
 - If any or all are true, is the discipline appropriate?
18. *Petitioner's request for a hearing on her twenty-five (25) day **suspension**, from the position of Detention Services Officer, Probation Department, **Case No. 19-231**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Are the allegations contained in the department's letter of September 5, 2019, true?
 - If any or all are true, is the discipline appropriate?
19. *Petitioner's request for a hearing on her twenty (20) day **suspension**, effective September 14, 2019, from the position of Detention Services Officer, Probation Department, **Case No. 19-230**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Are the allegations contained in the department's letter of September 6, 2019, true?
 - If any or all are true, is the discipline appropriate?
20. *Petitioner's request for a hearing on her **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective August 22, 2019, from the position of Detention Services Officer, Probation Department, **Case No. 19-220**. GRANT HEARING – ASSIGN HEARING OFFICER – DEFINE ISSUES:*
 - Is there sufficient nexus between the criminal charges filed against the Petitioner and the duties of Petitioner's position to support imposition of the non-disciplinary suspension of Petitioner as set forth by the Department in its letter dated August 21, 2019?
 - Did the Department have a valid interest at the time of the suspension to suspend the petitioner due to the filing of the criminal charges?
 - The petitioner may raise affirmative defenses regarding the appropriateness of the 18.01 non-disciplinary suspension.
 - Was the 18.01 suspension appropriate?
 - If not, what is the appropriate remedy?
 - As for the sixth inquiry, the Department has no objection if the Petitioner requests that the hearing be scheduled after completion of the criminal matter?

Proposed Decisions

1. *Petition of **DAVID TORREZ** for a hearing on his **discharge**, effective October 15, 2018, from the position of Stationary Engineer II, Internal Services Department, **Case No. 18-225**.*

Proposed decision to be rendered (Hearing Officer: Andrea L. Dooley).

13. *Petitioner's request for a hearing on his **discharge**, effective July 5, 2018, from the position of Detention Services Officer, Probation Department, **Case No. 18-143**.*

Proposed decision to be rendered (Hearing Officer: Andrea L. Dooley).

14. *Petitioner's request for a hearing on her **discharge**, effective July 31, 2018, from the position of Detention Services Officer, Probation Department, **Case No. 18-160**.*

Proposed decision to be rendered (Hearing Officer: Robert M. Cuen).